

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION

MAY 15 2007

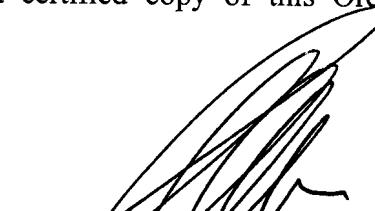
JOHN F. CONCORAN, CLERK  
BY: *S. Dainger*  
DEPUTY CLERK

CINDY GALE COUNTESS, a.k.a.	)	
CINDY GAIL COUNTESS	)	
Petitioner,	)	<b>Civil Action No. 7:07cv00055</b>
v.	)	<b><u>FINAL ORDER</u></b>
BARBARA J. WHEELER,	)	<b>By: Samuel G. Wilson</b>
Respondent.	)	<b>United States District Judge</b>

In accordance with the Memorandum Opinion entered this day, it is hereby **ORDERED** and  
**ADJUDGED** that respondent's motion to dismiss is **GRANTED**; the above referenced 28 U.S.C.  
§ 2254 petition is **DISMISSED**; and this action is **STRICKEN** from the active docket of the court.

The Clerk of the Court is directed to send a certified copy of this Order and the  
accompanying Memorandum Opinion to the petitioner.

ENTER: This 15<sup>th</sup> day of May, 2007.

  
\_\_\_\_\_  
United States District Judge